

73-C-38

STATISTICAL RECORD	COSTS		DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 5 mailed 2-1-73	Clerk		1-29-73	No fee		
J.S. 6 mailed 11-1-73	Marshal					
Basis of Action: Motion 2255	Docket fee					
	Witness fees					
Action arose at:	Depositions					

BARROW
DAUGHERTY

FPI MI-1-3-72-100M-7199

DATE	PROCEEDINGS	Date Order or Judgment Noted
1-29-73	Motion for leave to proceed in Forma Pauperis, w/ORDER OF COURT permitting petitioner to file hid petition w/o prepayment of fees, filed. (FD-J)r	
1-29-73	Petition, filed. r (Copy to U.S. Atty.)	
1-29-73	Ordered by the Court that this case be transferred from J. Barrow to Judge Daugherty (FD-J)r	
2-5-73	Order to Petitioner filed, directing Petr to submit a sworn statement showing date, time & place that petr instructed his atty to file a notice of appeal in his case, and do so within 20 days (2-27-73) of the date the petr acknowledges receipt of this order. Petr is advised that his failure to comply w/Order may result in dismissal of action and Petr is further advised that any false statements made by him may subject him to penalties for perjury. Filed. (FD-J)r (Copy of order mailed to the Warden)	
2-13-73	Pltf's sworn statement re notice of appeal, filed. g	
2-27-73	Show Cause Order, filed, directing respondent to file response within 20 days. (FD-J)hm (copies mailed U.S. Atty & Petitioner)	
3-12-73	Response to Show Cause Order, filed. r	
3-19-73	Order filed, that Grounds 1, 2, 3, 4 & 5 are deemed wholly without merit and Petr is entitled to no relief. The same will be denied and dismissed without an evidentiary hearing. An attorney will be appointed by the Court by a separate Order to represent the Petitioner, and the sole issue can be fully developed by use of Interrog. & Cross-Interrog., filed. (FD-J)r (Copies Mailed)	
3-26-73	Appointment filed, appt. Mickey D. Wilson. (FD-J)r	
5-23-73	Interrogatories filed by Petr. to Waldo Jones, Sr., filed. r	
6-15-73	Appl. to Amend Petitioner's Writ of H.C. & Mtn under 28 USCA 2255, filed by Petr., filed. r (Copy sent to U.S. Atty)	
6-18-73	Brief in support of Petr's Appl to Amend Original Writ of H.C., filed. (Copy sent to U.S. Atty)	
6-22-73	Answer of Waldo E. Jones, Sr. to petitioner's interrogatories, filed.hm	
6-25-73	MINUTE ORDER: Ordered that Respondent is granted 5 days (Due 6-30) to Respond to Petr's Appl, with Brief if opposed. (FD-J)r (notified by letter)	
6-27-73	Response of Respondent, in opposition to Petr's Appl to Amend Motion, filed.	
6-27-73	Brief in opposition to Petr's Appl to Amend Motion, filed. r	
7-6-73	Order filed, allowing pet'r Motion to amend writ of h.c. Petr is directed to file a sworn statement within 30 days (Due 8-5) Failing to file said sworn statement, the Court will order the amendment stricken from this case w/prejud. filed. (FD-J)r (Copies mailed)	

D. C. 110A Rev. Civil Docket Continuation

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DATE	PROCEEDINGS	Date Order or Judgment Noted
7-18-73	Affidavit of Buford Bruner, filed. r (Copies mailed to M. Wilson & U. S. Atty)	
7-23-73	Order filed, requesting the Respondent to respond to petr's Affid. within 15 days (Due 8-7-73) filed. (FD-J)r (Copies mailed to attys and to the petr.)	
8-6-73	Response to Petitioner's Affidavit, and Supporting Brief, filed by Respondent, U.S.A. v	
8-13-73	Order, filed, that the Amendment of the Original Writ of Habeas Corpus allowed under said Application, is hereby stricken as of this date. (FD-J)v	
8-30-73	Petr's Appl to Amend Petitioners Original Writ of H.C. & Motion under 28 U.S.C.A 2255, filed. r (Copy to M. Wilson & H. Bryant)	
8-30-73	Order filed, denying Pet'rs Appl to Amend Petitioners Orig. Writ of H.C. & Mtn under 28 USCA 2255. (FD-J)r (Copies mailed to attys and Petr.)	
9-11-73	Interrogatories, to Buford Bruner, Jr., filed. jj	
9-26-73	Answer to Interrogatories filed by petitioner. h	
10-1-73	Ltr. of 9/27/73, from H. Bryant to FD advising case may now be submitted for determination and decision, filed. rm	
10-1-73	Ltr. of 9/28/73 from M. Wilson to FD advising case is ready, filed. rm	
10-26-73	Order, filed and entered, dismissing petitioner's petition for writ of mandamus and/or h.c. (FD-J)rm - copies to petitioner & counsel	
11-12-73	Appl. of petitioner to appeal in forma pauperis, filed. rm (FD indicates appl. not necessary)	
11-14-73	Notice of appeal, by petitioner, filed. rm (copy to USCA and counsel)	
12-6-73	Appeal record (orig. + 3 copies) to USCA. g	
5-31-74	Mandate of USCA, 10th Circuit, dismissing appeal on motion of the appellant, filed and spread of record. g	
6-6-74	Appeal record (1 vol.) rec'd. from USCA. g	

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